

**MINUTES
JOINT TOWN COUNCIL, REDEVELOPMENT
AGENCY, AND WINDSOR WATER DISTRICT
MEETING**

**Wednesday, August 18, 2010
Regular Session - 6:00 p.m.**

**Civic Center Council Chambers
9291 Old Redwood Highway, Building 400
Windsor, CA 95492**

NOTICE OF PARTICIPATION VIA TELECONFERENCE

NOTICE IS HEREBY GIVEN, as authorized by Government Code Section 54953, that Councilmember Debora Fudge will participate in the Regular Joint Town Council, Redevelopment Agency, and Windsor Water District meeting by telephonic conference call. Members of the public may attend and participate at either the address given above or via teleconference from the location below:

**HOTEL MONACO WASHINGTON D.C. - LOBBY
700 F Street NW
Washington, DC 20004**

1. CALL TO ORDER

Call to order a meeting of the Town Council, also serving as the Board of Directors of the Windsor Redevelopment Agency and Town of Windsor Water District.

Mayor Salmon called to order a meeting of the Town Council, also serving as the Board of Directors of the Windsor Redevelopment Agency and the Town of Windsor Water District at 6:05 p.m.

It was noted that Councilmember Fudge would be participating in the meeting via teleconference from Washington, D.C.

2. COUNCIL ROLL CALL

Present at Roll Call were Vice Mayor Allen, Councilmember Fudge (via teleconference), Councilmember Goble, Mayor Salmon and Councilmember Scholar.

3. PLEDGE OF ALLEGIANCE

Town Manager Mullan led the Pledge of Allegiance.

4. PRESENTATION(S)/PROCLAMATION(S) – None.

5. ANNOUNCEMENTS

a. Upcoming Town Events

Mayor Salmon and Councilmembers announced various upcoming events.

b. One Cool Green Thing

Mayor Salmon reported on eco-friendly alternatives.

6. CONFLICT OF INTEREST DECLARATION

Councilmember Fudge declared that she will abstain on Item 11.2 (Request to Reconsider Town's Support for New PG&E Substation on Mitchell Lane) because of a potential conflict of interest resulting from her previous employment with PG&E. It was noted that because Councilmember Fudge is participating via teleconference she will not participate in the remainder of the meeting after Item 11.2.

7. CHANGES TO THE AGENDA

Councilmember Allen requested that Item 9.4 (Senate Bill 425 – Vehicles: pollution control devices) be pulled from the Consent Calendar and considered after Item 11.5 (Funding Requests for Town Funding Allocations to not-for-profit organizations for Fiscal Year 2010-2011).

8. CITIZEN PUBLIC COMMENT

Ray Holly, Alliance Medical Center, reported on the Windsor Healthcare Assessment project that the center is launching this week.

Gary Quackenbush, President and CEO of the Windsor Chamber of Commerce, referenced a letter that was distributed to Council regarding the Chamber's proposal to set aside funds not utilized, should Council cancel its November 2, 2010 General Municipal Election, to fund Windsor's Fireworks in July 2011.

(Letter from Gary Quackenbush dated August 18, 2010 is on file in the Town Clerk's office.)

9. CONSENT CALENDAR

Councilmember Goble moved to adopt the following Consent Calendar items as indicated below. Vice Mayor Allen seconded the motion. Following a roll call vote, the motion to adopt all items except Item 9.4 (Senate Bill 425 – Vehicles: pollution control devices) passed by a 5/0 vote. Item 9.4 will be considered after Item 11.5.

- 9.1 Check Register No. 436**
5/0 vote. By motion, approved disbursements in the amount of \$1,284,466.27.
- 9.2 Approval of Minutes**
None submitted.
- 9.3 Approve the Transfer of a Portion of Redwood Court Right-of-Way to the State of California**
5/0 vote. Adopted Resolution No. 2724-10, approving the transfer of a portion of Redwood Court right-of-way to the State of California, as part of the G&C Auto Body project and authorizing the Town Manager to execute the right-of-way Grant Deed on behalf of the Town.
- 9.4 Senate Bill 425 – Vehicles: pollution control devices**
This item was considered immediately after Item 11.5.
- 9.5 Acceptance of Work for the Water Well Replacement Project**
5/0 vote. Adopted Resolution No. 2725-10 accepting the contract work performed by WDC Exploration and Wells for the construction of the Water Well Replacement Project at Esposti Park and Bluebird Water Well Sites and directing the Town Clerk to record a Notice of Completion.
- 10. PUBLIC HEARING - None**
- 11. REGULAR CALENDAR**
- 11.1 Consideration of a Resolution cancelling the November 2, 2010 General Municipal Election and Appointment of Three Nominees to the Town Council**
- a. Adopt a resolution cancelling the November 2, 2010 General Municipal Election and appoint Steve Allen, Robin Goble and Sam Salmon to the Town Council for full four-year terms; or
 - b. Take no action and proceed with the November 2, 2010 General Municipal Election as scheduled.

Town Clerk De La O summarized the contents of the staff report incorporated herein by reference.

Town Attorney Rudnansky described the process and outlined the actions before Council.

Mayor Salmon opened the public hearing.

Rosemary Olson, spoke in protest of the proposed new PG&E substation at Mitchell Lane and stated that due to the significant negative impact of this protest, she feels that it is inappropriate to consider this item at this time. She noted that if Council does not support the community as they are asking, then she would disagree with those Councilmembers currently seated.

George (last name illegible), spoke in support of holding the November 2nd election.

At this time, Nominees Steve Allen, Robin Goble and Sam Salmon drew straws to determine who will participate in the vote for the possible cancellation of the November 2, 2010 General Municipal Election.

It was noted that Steve Allen will participate in the motion to cancel the November 2nd election.

Robin Goble and Sam Salmon recused themselves from this discussion and vote and left the room.

Discussion followed, during which Vice Mayor Allen and Councilmember Fudge explained in detail the reasons for supporting the cancellation of the November 2, 2010 General Municipal Election.

Councilmember Scholar discussed the reasons why she believes it is important to hold the November 2, 2010 General Municipal Election.

After discussion, Councilmember Fudge moved to adopt a resolution cancelling the November 2, 2010 General Municipal Election. Vice Mayor Allen seconded the motion. Following a roll call vote, the motion failed 2/1 vote (Councilmember Scholar opposed).

Clerk's Note: In this case a majority of the full Council—i.e. three votes—is required for a motion to pass. As a result, the November 2, 2010 General Municipal Election will proceed as currently scheduled.

Because Councilmember Fudge declared a conflict of interest with regard to the following matter, she indicated that she would no longer be participating in the meeting via teleconference.

11.2 Request to Reconsider Town's Support for New PG&E Substation on Mitchell Lane

Consider request by Shiloh Greens residents that the Town withdraw its support for PG&E's preferred location for its new Windsor Substation based on life, safety and quality of life impacts raised by the residents and authorize the Town Manager to send a revised letter to the California Public Utilities Commission urging them to direct PG&E to fully mitigate

these impacts or pursue alternate sites that have less impacts on Windsor residents.

Town Manager Mullan summarized the contents of the staff report incorporated herein by reference.

Joe Horak, PG&E, noted that because of the response from the community, PG&E will be reviewing additional sites.

Mayor Salmon called for comments from the audience at this time. He asked for a show of hands in support of speakers comments.

The following speakers addressed Council in opposition to the location of the proposed PG&E's new substation:

Rosemary Olson, Windsor resident
Frank Deformio, Windsor resident
Jody Fessler, Windsor resident
Jane Joe, Windsor resident
Unidentified Speaker, Windsor resident
Shane Bowen, Windsor resident
Sam (last name illegible), Windsor resident
Laurie Wright, Windsor resident
Linda Berg, Windsor resident
Ellen (last name was not provided)
Jenny Scott, Windsor resident
Glen Jenrod, Windsor resident
Barry Field, Windsor resident

The following are some of their concerns: 1) health; 2) safety; and 3) quality of life issues. The residents also requested that the Town withdraw its support and that PG&E move the proposed substation to another location.

It was noted that the majority of the residents in attendance raised their hands from the audience in support of the concerns raised above.

Jarod Goble, Windsor resident, discussed the need for a PG&E substation in Windsor.

There were no further comments from the audience.

In response to the opposition and the concerns raised and upon reflection, Vice Mayor Allen moved to authorize staff to send a revised letter (signed by the Mayor) to the California Public Utilities Commission (CPUC) urging the CPUC to note the Town's objection to the sites and direct PG&E to pursue alternate site locations in Heavy Industrial Zoning Districts. Councilmember Goble seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Fudge was absent).

11.3 Ordinance establishing an automatic two year extension for Planning Entitlements (Use Permit and Design Review) approved prior to August 1, 2010, have not expired, and have obtained all extensions of time

Associate Planner Cangson summarized the contents of the staff report incorporated herein by reference.

Mayor Salmon called for comments from the audience. None were forthcoming.

Councilmember Goble moved to introduce, by title only, an ordinance establishing an automatic two year extension for Planning Entitlements (Use Permit and Design Review) that were approved prior to August 1, 2010, have not expired, and have obtained all extensions of time as provided for under the Town of Windsor Zoning Ordinance. Vice Mayor Allen seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Fudge was absent).

11.4 2009-11 Budget Update

Administrative Services Director McAdler reported on this item.

Mayor Salmon called for comments from the audience. None were forthcoming.

Town Engineer/Public Works Director Burt responded to questions related to the purchasing of two Nissan Leaf electrical vehicles.

After Council discussion, Council concurred to leave the two electrical vehicles as a carry over item as Council will have the opportunity to approve prior to final purchase of the vehicles.

Vice Mayor Allen moved to adopt the following resolutions:

- a. Adopted Resolution No. 2726-10 amending the FY 2010-11 budget to re-appropriate Water Operating and Water Reclamation Operating funds from the FY 2009-10 budget to the FY 2010-11 budget to ensure that ongoing projects and programs are carried forward and continue; and
- b. Adopted Resolution No. 2727-10 amending the FY 2010-11

budget to re-appropriate General Fund, CDBG, Traffic Mitigation, Water Reclamation Operating, Water Operating, and Redevelopment Agency funds from the FY 2009-10 budget to the FY 2010-11 budget to ensure that ongoing projects and programs are carried forward and continue.

Councilmember Goble seconded the motion. The motion passed by a 4/0/1 vote (Councilmember Fudge was absent).

11.5 Review Town Funding Program

Parks and Recreation Director Legge reported on this item.

The following people spoke on their funding requests:

Ashlee Wahler, Windsor Boys and Girls Club

Unidentified Speaker, InterFaith Shelter Network

Jane Doroff, Director of the Senior Nutrition Program, Council on Aging

Nancy Lessa, Executive Director, The Center for Social Environmental Stewardship

Juan Manuel Avila Perez, Bilingual Youth Advocate, The Center for Social and Environmental Stewardship

Bernardo Ruiz, Bilingual Youth Advocate, The Center for Social and Environmental Stewardship

Cory Lockwood, The Center for Social and Environmental Stewardship

Mark Thomas and Maria Orozco, Hope Chapel

Unidentified Speaker, Redwood Empire Food Bank

Dustin Harvard, Chairman of the Windsor Community Garden

Steve Hendrickson, President of the Sonoma County Hot Air Balloon Classic

Michael Brook, Theatre on the Green

Glenda Castelli, Windsor Certified Farmers Market

Allen Christensen, Tomorrow's Leaders Today

Karen Clampant, Town Green Village Association

Lucille Hines, Windsor Lions Club

Karen Alves, representing the Old Downtown Windsor Merchants Association

There were no further comments.

Mayor Salmon suggested the formation of a two-member committee to discuss the funding requests for the new applicants.

The following funding requests for Town funding allocations to not-for-profit organizations for Fiscal Year 2010-2011 were made:

Organization	Project	2009-2010 Received	2010-2011 Request	2010-2011 Recommendation
Windsor Boys & Girls Club	Project Learn	\$14,000	\$25,000	\$14,000
Sonoma County Council on Aging	Congregate and Home Delivered Meals	\$20,000	\$25,000	\$20,000
Interfaith Shelter Network	Transitional Housing	\$12,000	\$10,000	\$10,000
Ccenter for Social & Environmental Stewardship	Counseling Staff	\$11,100	\$11,000	\$11,000
New Applicants				
Hope Chapel	Food Distribution	\$0	\$5,400	\$15,000
Our Lady of Guadalupe Parish	Food Distribution	\$0	\$10,000	
Redwood Empire Food Bank	Food Distribution	\$0	\$10,000	
* Windsor Garden Club	Phase II Garden Plot Supplies	\$0	\$3,000	

Totals	\$57,100	\$99,400	\$70,000
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Organization	Project	2009-2010 Received	2010-2011 Request	2010-2011 Recommendation
Sonoma County Hot Air Balloon Classic	Marketing	\$10,000	\$15,000	\$10,000
* Theater on the Green	Shakespeare Festival	\$4,000	\$6,000	\$4,300
Windsor Certified Farmers Market	Special Events	\$7,000	\$8,600	\$8,600
* Tomorrow's Leaders Today	Teen Leadership	\$3,000	\$5,000	\$2,300
Windsor Kiwanis Club	Windsor Day Parade	\$4,000	\$5,000	\$4,000
Town Green Village Association	Holiday Decorations	\$2,000	\$3,000	\$2,000
Windsor Lions Club	Town Facility Rental Fees & Insurance	\$2,612	\$4,591	\$2,612
New Applicant				
Old Downtown Windsor Merchants Association	Charlie Brown Christmas tree Grove	\$0	\$3,418	\$0

Totals	\$32,612	\$50,609	\$33,812
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9.4 Senate Bill 425 – Vehicles: pollution control devices

Consider authorizing Mayor Salmon to send a letter to State legislative representatives supporting Senate Bill 435.

Vice Mayor Allen discussed the reasons why he asked that this item be pulled from the Consent Calendar.

After a brief discussion, Council took no action on this matter.

12. FEDERAL, STATE OR LOCAL LEGISLATION

Discussion and/or action on proposed legislation or issues.

12.1 League of California Cities

Discussion and/or action on activities or information provided by the League of California Cities.

12.2 Sonoma County Mayors' and Councilmembers' Association Update

a. Legislative Committee Update

b. Discussion of Upcoming Association Meeting Agendas or Issues

c. Miscellaneous Issues

13. MAYOR'S & COUNCILMEMBERS' REPORTS

13.1 Individual Councilmember Reports and Comments

Council concurred to donate \$50 to each of the two Windsor firefighters that were injured from the Council's Benevolent Fund.

13.2 Reports on Meetings/Conferences

No reports were made.

13.3 Reports from Councilmembers on activities of miscellaneous agencies

No reports were made.

13.4 Requests for Future Council Agenda Items

None.

14. TOWN MANAGER'S REPORT (No Written Report).

No report was made.

15. ADJOURNMENT

The meeting adjourned at 11:35 p.m. to the next regular meeting scheduled for Wednesday, September 1, 2010, at 6:00 p.m. in the Civic Center Council Chambers located at 9291 Old Redwood Highway, Building 400, Windsor, CA.

Maria De La O, CMC
Town Clerk